



Attorney's Document No.: 06129-158001

\$ AF  
3728  
8/B  
(2)  
a  
EIT  
Sino  
E. French  
1/15/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : KEVIN H. GILLESPIE  
Serial No. : 09/788,147  
Filed : February 16, 2001  
Title : SHOE OUTSOLE

Art Unit : 3728  
Examiner : Marie D. Patterson

**BOX AF**

Commissioner for Patents  
Washington, D.C. 20231

RESPONSE

In response to the action mailed July 10, 2002, please amend the application as follows:

In the specification:

Please replace the paragraph beginning at page 5, line 13 with the following rewritten paragraph:

--As shown in FIGS. 5 and 6, sidewall 12 of the outsole 10 along heel section 14 may include a cut-out portion 46 in the form of a window or slot.--

In the claims:

Please cancel claim 25, without prejudice.

Please amend claims 1, 5-8, 10, 11, 13, 17-23 and 26, as follows:

RECEIVED

NOV - 6 2002

TECHNOLOGY CENTER R3700

--1. (Twice Amended) A shoe comprising:

an outsole having an upper surface, an opposite lower surface, and a heel section, the upper surface being positioned relatively closer to a wearer's foot and the lower surface being positioned to engage upon a floor or ground surface when the shoe is worn during walking, the

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

OCTOBER 23, 2002

Date of Deposit

Signature

TIMOTHY A. FRENCH

Typed or Printed Name of Person Signing Certificate

11/01/2002 MAHMED1 00000069 09788147

01 FC:1202  
02 FC:1203

72.00 OP  
280.00 OP